

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION

MICHAEL SEAN SEAMON,

Plaintiff,

No. 03:10-cv-06421-HU

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security,

ORDER

Defendant.

HERNANDEZ, District Judge:

Magistrate Judge Hubel issued a Findings and Recommendation (#21) on September 18, 2012, in which he recommends that this Court grant plaintiff's stipulated motion for attorney's fees under the Equal Access to Justice Act (EAJA).

The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b).

Because no objections to the Magistrate Judge's Findings and Recommendation were timely filed, I am relieved of my obligation to review the record *de novo*. United States v.

Reyna-Tapia, 328 F.3d 1114, 1121 (9th Cir. 2003) (en banc); see also United States v. Bernhardt, 840 F.2d 1441, 1444 (9th Cir. 1988) (*de novo* review required only for portions of Magistrate Judge's report to which objections have been made). Having reviewed the legal principles *de novo*, I find no error.

CONCLUSION

The Court ADOPTS Magistrate Judge Hubel's Findings & Recommendation [21]. Accordingly, plaintiff's motion for EAJA fees [18] is granted and plaintiff's counsel is awarded \$3,475.86 in fees.

IT IS SO ORDERED.

DATED this 16 day of Oct, 2012.



MARCO A. HERNANDEZ
United States District Judge